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RCE#

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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*Christina L. Vann*  
Christina L. Vann

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SEP 02 2004

Application Number : 09/454,219  
Filing Date : December 9, 1999  
Inventor(s) : Jordan James Nicol  
Title : PACKET BASED NETWORK EXCHANGE WITH RATE  
SYNCHRONIZATION  
Group Art Unit : 2643  
Examiner Name : Melur Ramakrishnaiah  
Docket No. : 36105/RRT/B600  
Technology Center 2600  
Date: August 25, 2004

## MAIL TO: Mail Stop RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

### 1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

- a. ☒ Pending (no review proceedings active)
- (1) ☒ An Action was mailed by the Office on May 26, 2004, as to which no appeal under 37 CFR § 1.191 has been filed and  
\_\_\_\_\_ a response under 37 CFR § 1.116 was mailed on  
\_\_\_\_\_ via Express Mail  
\_\_\_\_\_ with certificate of mailing under 37 CFR § 1.8  
☒ that Action was a Final Rejection, the finality of which is to be withdrawn by this Request  
\_\_\_\_\_ an appeal or civil action under 35 U.S.C. 141,145 or 146 has been terminated
- (2) \_\_\_\_\_ Allowed: the Notice of Allowance was mailed by the Office on  
\_\_\_\_\_ the Issue Fee has not been paid  
\_\_\_\_\_ the Issue Fee has been paid **and** a petition under 37 CFR § 1.313 was granted on
- b. \_\_\_\_\_ Pending (with review proceeding active)  
An appeal under 37 CFR § 1.191 has been filed. **Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.**

### 2. SUBMISSION(S) REQUIRED (check at least one)

- a. Previously submitted  
\_\_\_\_\_ Consider the amendments/reply under 37 CFR § 1.116 previously filed on  
\_\_\_\_\_ Consider the arguments in the Appeal or Reply Brief previously filed on

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**REQUEST FOR CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

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**Application No. 09/454,219**


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- \_\_\_\_\_ Other:  
b. Enclosed  
      X   Amendment/Reply  
    \_\_\_\_\_ Affidavit(s)/Declaration(s)  
    \_\_\_\_\_ Information Disclosure Statement  
    \_\_\_\_\_ Documents under 37 CFR § 1.48  
    \_\_\_\_\_ Petition for Extension of Time  
      X   Other: Copy of Information Disclosure Statement filed on July 19, 2001

Please direct all correspondence to **CUSTOMER NUMBER 23363**. Direct telephone calls to 626/795-9900, **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By   
Raymond R. Tabandeh  
Reg. No. 43,945  
626/795-9900

RRT/clv

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**REQUEST FOR CONTINUED EXAMINATION (RCE)  
FEE CALCULATION SHEET**

**Application No. 09/454,219**

PART I — BASIC FEE			
BASIC FEE	Small Entity \$385.00	Large Entity \$770.00	\$770

PART II — ADDITIONAL CLAIMS (compared to application before RCE)						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims	25	*45	0	0 x \$9.00	0 x \$18.00	0
Independent Claims	6	**5	1	0 x \$43.00	1 x \$86.00	86
First Presentation of Multiple Dependent Claim				\$145.00	\$290.00	0
TOTAL CLAIMS FEE						\$86
List Independent Claims: 58, 60, 67, 69, 77, and 79						
* IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE. ** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE.						

**1. FEES** (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)

**a. Amount (total from Fee Calculation Sheet)**

A check for \$856 is enclosed.

- b. X** The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A **duplicate copy hereof is enclosed.**

**c.** CLV PASS81504.1-\*08/25/04 2:43 PM

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